

Quantity Purchase Agreement With The State Of Indiana

Vendor: POLYESTER FIBERS LLC
Remit to: 1410 DONELSON PIKE STE A-5
NASHVILLE TN 37217

Name and Address of Vendor: POLYESTER FIBERS LLC
1410 DONELSON PIKE STE A-5
NASHVILLE TN 37217

| | |
|---|-------------|
| Qty Purchase Agreement QPA Number | Page |
| 000000000000000000000000011450 | 1 of 2 |
| Requisition Nbr.: Mattress and Pillow Foam/Cores | |
| Effective Date: 04/21/10 | |
| Expiration Date: 04/20/11 | |
| Agency Number: | |
| Facility: ASA-10-017 | |
| Vendor ID: 0000247470 | |
| Vendor Telephone Nbr: 704-878-0027 | |
| Name Of Contact Pers: Beverly Penland. | |
| FAX Number: 704-838-1375 | |

In accordance with your bid, submitted in response to the above referenced solicitation, the Vendor agrees that the Indiana Department of Administration, Procurement Division, has the option to purchase the items listed below under the terms of this agreement.

The Vendor agrees to charge these prices for any products ordered on any QPA release received after the expiration of the QPA but issued prior to the expiration date. The quantity listed herein is an estimate of the requirements. The state may order substantially more or substantially less pursuant to the terms of this agreement.

Orders are to be delivered only upon receipt of properly approved Quantity Purchase Award Release.

| Line Number | Quantity | UNIT | Article and Description | Unit Price |
|-------------|----------|------|-------------------------|------------|
|-------------|----------|------|-------------------------|------------|

This is an award of a Quantity Purchase Agreement for Mattress and Pillow Cores.

QPA can be mutually renewed yearly for three additional years.

The vendor agrees to charge these prices for any products ordered on any QPA release received after the expiration date, but issued prior to the expiration date, and postmarked no later than 14 business days after the QPA's expiration date.

Quantities are estimates and actual usage could be substantially more or less.

The awarded vendor must maintain, at a minimum the information listed below in excel format and supplied to the State within one week of the request.

The report must include purchases from State Agencies and any Political Subdivision's purchases.

- * Entity Name
- * Entity Address
- * Date of Order
- * Purchase Order Number
- * Description of Goods Ordered
- * Quantity
- * Order Total

If the M/WBE participation level will exceed or fail to meet the goals outlined in the contractor's proposal, you must notify the M/WBE office immediately at MWDBE@doa.in.gov. In the event that the contractor fails to report changes in participation attainment, demonstrate a good faith effort to reach the participation goals, pay the MBE and WBE in a timely manner or satisfactorily resolve any outstanding claims, the department may elect to withhold a disputed amount from the payments due to the contractor, suspend or terminate the contract, recommend suspension of the contractor's certification status with the public works division, and/or suspend, revoke, or deny the MBE or WBE certification and eligibility to participate in the MBE or WBE program per (25 IAC 5-7-8).

| | | | | |
|---|----------------|--------------------|---|--------|
| 1 | 100,000.00 BFT | 000000000100024898 | Batting,Densified Polyester,To Be Used In The Manufacturing Of Bedding Products,In Quantities Less Than 7,500 BDF | 0.2050 |
| 2 | 100,000.00 BFT | 000000000100024901 | Batting,Densified Polyester,To Be Used In The Manufacturing Of Bedding Products,In Quantities Of 7,501 - 15,000 BDF | 0.1950 |
| 3 | 100,000.00 BFT | 000000000100024906 | Batting,Densified Polyester,To Be Used In The Manufacturing Of Bedding Products,In Quantities Of 15,001 - 30,000 BDF | 0.1800 |
| 4 | 100,000.00 BFT | 000000000100024909 | Batting,Densified Polyester,To Be Used In The Manufacturing Of Bedding Products,In Quantities Greater Than 30,001 BFT | 0.1800 |

The following UN/CEFACT Unit of Measure
Common Codes are used in this document:
BFT BOARD FOOT

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| Signature of Purchasing Officer <i>Lathrice L. Vanington, Esq.</i> | | Typed Name | | Signature Of Approval Office Of the State Attorney General <i>Elizabeth A. Brown</i> | |
| | | Date Signed <i>02-12-10</i> | | Typed Name <i>for</i> Gregory F. Zoeller | |
| Authorized Signature <i>Erin Bremer</i> | | Indiana Department Of Administration Procurement Division 402 West Washington Street, Rm W468 Indianapolis, Indiana 46204 Telephone: (317) 232-3150 | | Date Signed <i>4-21-10</i> | |